

LS- 468

Chief, Fiscal Division

3 July 1951

Office of General Counsel

Automobile Accident [REDACTED]

STATOTHR

OGC Has Reviewed

1. Reference is made to your memorandum of 6 April 1951, concerning an accident involving a CIA vehicle and a privately-owned automobile driven by [REDACTED]

STATOTHR

2. In view of the denial of our claim by the Home Insurance Company of New York, it is our opinion that no further action should be taken in this case. The damage to our vehicle amounted to only \$19.00, while the damage to the privately-owned automobile was \$36.75. An attempt to force a settlement could easily result in a loss larger than \$19.00, because it is simply a question of which driver's allegations of negligence are accepted. The ruling could be against CIA almost as easily as it could be in our favor. Consequently, further action seems inadvisable.

3. The authority to settle tort claims has been delegated to the Comptroller. He is not, of course, obligated to follow the recommendation set forth in this memorandum. We are merely suggesting it as a permissible course of action, because the facts surrounding this accident are such that either driver, or both drivers, could possibly be held negligent in a court of law.

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STATINTL

OGC [REDACTED]

Encl:

Background file on case

Distribution:

Orig - Addressee

1 - Chief of Procurement

✓ 2 - Signer